

1 State of New Hampshire Banking Department

2 In re the Matter of: ) Case No.: 10-476  
 )  
 3 State of New Hampshire Banking Department, )  
 )  
 4 Petitioner, )  
 )  
 5 and ) Consent Order  
 )  
 6 CreditAnswers, LLC (n/k/a Tejas Holdings, )  
 )  
 7 LLC and d/b/a Debt Mediation Initiative), )  
 )  
 8 Respondent )  
 )

9 CONSENT ORDER

10 The State of New Hampshire Banking Department (the "Department") finds and  
11 Orders as follows:

12 Respondent

13 1. CreditAnswers, LLC(n/k/a Tejas Holdings, LLC and d/b/a Debt Mediation  
 14 Initiative) ("CreditAnswers") is a limited liability company duly  
 15 formed in the State of Texas on May 17, 2006 with its principal office  
 16 location in Dallas, Texas. The name changed to Tejas Holdings, LLC on  
 17 December 30, 2011. CreditAnswers (under either name) has not  
 18 registered with the New Hampshire Secretary of State. In New  
 19 Hampshire, CreditAnswers had not been previously licensed as a Debt  
 20 Adjuster, Mortgage Broker or Mortgage Loan Originator by the  
 21 Department. CreditAnswers does not presently wish to become licensed  
 22 in the State of New Hampshire as a Debt Adjuster, Mortgage Broker or  
 23 Mortgage Loan Originator.

24 Jurisdiction

25 2. The Department is authorized to regulate debt adjusters pursuant to

1 RSA Chapter 399-D. *RSA 399-D:1 and RSA 399-D:3.*

2 3. The Department is authorized to regulate mortgage brokers and mortgage  
3 loan originators pursuant to RSA Chapter 397-A. *RSA 397-A:2 and RSA*  
4 *397-A:3.*

5 4. The Commissioner has jurisdiction to issue orders to cease and desist  
6 from violations under RSA Chapter 399-D and RSA Chapter 397-A and to  
7 assess penalties pursuant to RSA Chapter 399-D and RSA Chapter 397-A.  
8 *RSA 399-D:13, RSA 399-D:23, RSA 397-A:17, RSA 397-A:18 and RSA 397-*  
9 *A:21.*

10 **Facts**

11 5. In December 2009, CreditAnswers conducted residential mortgage loan  
12 modification activity for one (1) New Hampshire consumer without a  
13 valid Mortgage Broker license. The New Hampshire consumer has since  
14 been refunded all monies the consumer paid CreditAnswers.

15 6. CreditAnswers has had no New Hampshire clients since at least  
16 September 13, 2009.

17 7. During the request for information, CreditAnswers cooperated and  
18 provided the information to the Department.

19 **Violation(s) of Law and Penalties**

20 8. CreditAnswers is a "Person" as defined by RSA 399-D:2,VII and RSA 397-  
21 A:1,XVIII.

22 9. CreditAnswers may be assessed an administrative fine not to exceed  
23 \$2,500.00 for each violation of RSA Chapter 397-A and RSA Chapter 399-  
24 D. *RSA 399-D:24,IV and V and RSA 397-A:21,IV and V.*

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**Respondent's Consent**

10. CreditAnswers hereby acknowledges that were an administrative hearing to be held in this matter, the Department would introduce evidence it contends would demonstrate that CreditAnswers conducted unlicensed Mortgage Broker activity in New Hampshire.

11. CreditAnswers has voluntarily entered into this Consent Order without reliance upon any discussions between the Department and CreditAnswers, without promise of a benefit of any kind (other than concessions contained in this Consent Order), and without threats, force, intimidation, or coercion of any kind. CreditAnswers further acknowledges its understanding of the nature of the allegations set forth in this action, including the potential penalties provided by law.

12. CreditAnswers hereby acknowledges, understands, and agrees that there is the right to notice, hearing, and/or a civil action and hereby waives said rights.

**Order**

13. **Whereas pursuant to RSA 397-A:20,VI and RSA 399-D:13,VI**, this Consent Order is necessary, appropriate and in the public interest and consistent with the intent and purposes of New Hampshire banking laws, the Department Orders as follows:

- a. CreditAnswers shall pay to the Department \$500.00 in administrative penalties, payable contemporaneously with CreditAnswers' signing of this Consent Order. The check shall be bank check or guaranteed funds and made payable to "State of New

1 Hampshire;" and

2 b. CreditAnswers agrees to and shall hereby Cease and Desist from  
3 conducting mortgage loan modification and debt adjustment  
4 activity in the State of New Hampshire prior to obtaining the  
5 appropriate licensure by the Department.

6 14. This Consent Order may be revoked and the Department may pursue any  
7 and all remedies available under law, if the Department later finds  
8 that CreditAnswers knowingly or willfully withheld information used  
9 and relied upon in this Consent Order.

10 15. This Consent Order is binding on all heirs, assigns, and/or successors  
11 in interest.

12 16. This Consent Order shall become effective upon the date the  
13 Commissioner signs this Consent Order, providing the Department has  
14 confirmed the receipt of payment referenced in Paragraph 13.a. herein.

15 17. Once this Consent Order is effective, the Department agrees not to  
16 seek further reimbursement, refunds, penalties, fines, costs, or fees  
17 regarding the facts, allegations, or findings of violations contained  
18 herein.

19 **WHEREFORE**, based on the foregoing, we have set our hands to this Consent  
20 Order, upon its execution by Ronald A. Wilbur, Bank Commissioner.

21  
22 Recommended this 21st day of March, 2012 by

23 \_\_\_\_\_  
/s/

24 Maryam Torben Desfosses, Hearings Examiner, Banking Department  
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1 Executed this 23rd day of March, 2012 by

2 \_\_\_\_\_  
/s/

3 Richard A. Burton, Esquire, on behalf of CreditAnswers, LLC (n/k/a Tejas  
4 Holdings, LLC and d/b/a Debt Mediation Initiative)

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7 **SO ORDERED.**

8 \_\_\_\_\_  
/s/

Dated: 3/30/12

9 Ronald A. Wilbur,  
Bank Commissioner

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